

THE HONORABLE LONNY R. SUKO

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON
AT SPOKANE

KENNETH R. EVANS, an individual,

Plaintiff,

v.

BANK OF NEW YORK MELLON, a
New York corporation; BAC HOME
LOANS SERVICING, LP, f/k/a
COUNTRYWIDE HOME LOANS, a
Texas corporation; RECONTRUST
COMPANY, N.A., a national
association; MORTGAGE
ELECTRONIC REGISTRATION
SYSTEMS, INC., a Delaware
corporation; and JOHN DOES 1-10,
certificate holders of CWABS, Inc.,
Asset-Backed Certificates, Series 2006-
21,

Defendants.

No. 2:11-cv-00210 LRS

ORDER OF DISMISSAL

**CLERK'S ACTION
REQUIRED**

**NOTED ON MOTION
CALENDAR: MARCH 11, 2014**

THIS MATTER having come before the Court upon the parties'
Stipulation for Voluntary Dismissal and the Court finding good cause to effect
the stipulation, it is hereby ORDERED:

1. All claims and allegations dismissed pursuant to Order of this
Court dated September 8, 2011 (ECF No. 28), are dismissed with prejudice, in

ORDER OF DISMISSAL - 1
Case No. 2:11-cv-00210-LRS

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1 their entirety, as to all parties. Plaintiff Kenneth Evans forfeits any right he
2 may possess to re-file said claims and allegations or to appeal the Order of this
3 Court dated September 8, 2011 (ECF No. 28).

4 2. The claims and allegations not dismissed pursuant to Order of
5 this Court dated September 8, 2011 (ECF No. 28), are dismissed without
6 prejudice.
7

8 3. Notwithstanding Paragraphs 1 and 2, above, no attorneys' fees or
9 costs associated with the above-captioned action are awarded to either party;
10 any claims, prayers, or demands for attorneys' fees and costs pled in the above-
11 captioned action or associated with any claim(s) or allegation(s) pled in the
12 above-captioned action are dismissed with prejudice as to all parties.
13

14 4. All funds deposited in the Court registry by Plaintiff Kenneth
15 Evans, relative to the above-captioned action, are released to Plaintiff Kenneth
16 Evans.

17 IT IS SO ORDERED. The District Court Executive is directed to
18 CLOSE THE FILE.

19 DATED: March 14, 2014.
20

21 *s/Lonny R. Suko*

22 _____
23 LONNY R. SUKO
24 SENIOR UNITED S. D. COURT JUDGE
25
26

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26
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Case No. 2:11-cv-00210-LRS

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